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HARRY KRESKY

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August 28, 2000

BY FAX AND
OVERNIGHT DELIVERY

Lawrence Noble, Esq.
General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

MUR 5081

AUG 29 3 19 PM '00

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Dear Mr. Noble:

Enclosed please find original and two copies of verified complaint/petition by members of the New York delegation to the recent Reform Party national convention in Long Beach, CA.

Please consider this in conjunction with pending applications for certification for federal funding by presidential and vice-presidential candidates.

Very truly yours,



Harry Kresky

2000 SEP 12 10 40 AM

FEDERAL ELECTION COMMISSION

COMPLAINT/PETITION FILED BY THE FOLLOWING MEMBERS OF THE NEW YORK STATE DELEGATION TO THE NATIONAL CONVENTION OF THE REFORM PARTY USA, LONG BEACH CA, AUGUST 10-13, 2000:

Frank M. MacKay (At Large Delegate, 65 Feustal Street, Lindehurst, NY 11757), Cathy Stewart (At Large Delegate, 560 West 43rd St 32K New York, NY 10036), Philip Goldstein (1st CD, 10 Rodney Place Port Jefferson Station, NY 11776), David Lewis (3rd CD, 118 Meridian Road Levittown, NY 11756), Daniel Forbes (6th CD, 123-65 147th Street Jamaica, NY 11436), Gerald Everett (7th CD, 52-30 39th Drive Woodside, NY 11377), Lenora Fulani (8th CD 560 West 43rd Street New York, NY 10036), Eve Rose (9th CD, 2195 East 22nd Street Brooklyn, NY 11229), Robert Conroy (10th CD 155 Wyckoff Street Brooklyn, NY 11217), Luvenia Suber (10th CD alternate, 175 Willoughby St Brooklyn, NY 11201), Ainka Fulani (11th CD, 324 Park Place Brooklyn, NY 11238), Sheryl Williams (12th CD, 19 Grace Court Brooklyn, NY 11201), Sarah Lyons (13th CD, 36 Hamilton Avenue Staten Island, NY 10301), Kitty Reese (14th CD, 139 East 35th Street #12D New York, NY 10016) Jessie Fields (15th CD, 210 West 101st Street New York, NY 10025), Allen Cox (15th CD alternate, 555 West 156th Street New York, NY 10032), Tara Lewis (16th CD, 1636 East 174th Street Bronx, NY 10472)

-against-

Patrick J. Buchanan and Ezola Foster.

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
AUG 29 3 19 PM '00

This complaint/petition is filed by the above named members of the Independence Party, the New York affiliate of the Reform Party USA, who were elected to serve as delegates to the Reform Party USA National Convention held in Long Beach CA, August 10-13, 2000.

Complainants/ Petitioners seek to bring before the Commission the following concerns:

- (1) The criteria by which the Commission will base its decision on which candidate is to be awarded the approximately \$12.5 million from the Presidential Election Campaign Fund available for allocation as a result of the vote garnered by Ross Perot as the Reform Party candidate for president in the 1996 general election; and
- (2) The eligibility of Patrick J. Buchanan and Ezola Foster for such an award in light of the

gross irregularities and fraudulent acts committed by his campaign in its effort to win the Reform Party presidential nomination for the 2000 general election.

Complainants/Petitioners ask that this submission be considered in conjunction with the Commission's certification determination under 26 U.S.C. Sec. 9005, as well as for other legally permissible purposes.

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1. Criteria. 26 U.S.C. Secs. 9003 and 9004 describe the conditions under which a candidate becomes eligible to be certified by the Commission, pursuant 26 U.S.C. Sec. 9005, as the recipient of funds from the Secretary of the Treasury. A threshold issue is whether a person seeking such funds is a "candidate," defined under 26 U.S.C. Sec. 9002(2) as:

An individual who –

(A) has been nominated for election to the office of President of the United States or the office of Vice president of the United States by a major party, or

(B) has qualified to have his name placed on the election ballot (or to have the name of electors pledged to him on the election ballot) as the candidate of a political party for election in 10 or more states.

It is respectfully submitted that the statute must be interpreted to give decisive weight to the outcome of the process by which a minor party selected its presidential nominee in determining the candidate to be awarded funds allocated as a result of that party's showing in the previous presidential election. To do otherwise would deprive the national organization of a minor party the authority accorded to a major party under Sec. 9002(2)(A) to determine who its candidate is for purposes of presidential election campaign funding. Sec. 9002(2)(A) is unequivocal in recognizing the person nominated by the major party as the "candidate" for funding purposes. It is an invidious discrimination without rational basis to treat a minor party differently in this regard.

Moreover, in addition to the necessity of avoiding any constitutional infirmity, it is reasonable to construe Sec. 9002(2)(B) accordingly. For a person to be "qualified... as the candidate of a political party" means more than simply being on the ballot in 10 states, even in 10 states where his or her name will appear under the name of the minor party. It means a candidate nominated by that party. Were this not the case, Sec. 9002(2)(b) would have defined "candidate" as a person whose names appears on the ballot under the name of a [minor] party in 10 or more states. It is respectfully submitted that the former construction is more consistent with other provisions of the Presidential Campaign Funding Act (26 U.S.C. Sec. 9001 *et seq.*) Thus, Sec. 9003, governing "condition for eligibility for payments," speaks respectively of , "the candidates of a major party" and "the candidates of a minor or new party," as does Sec. 9004 governing "entitlement of eligible candidates for payments." There is nothing to indicate that the formulations mean different things for different types of parties. Sec. 9005, governing "certification by Commission," speaks of "candidates of a political party" without any distinction between major parties, minor parties, and new parties.

Moreover under 26 U.S.C. Sec. 9008 a minor party is eligible for federal funds to cover expenses of its "presidential nominating convention." In the case of the Reform Party, the Commission issued Advisory Opinion No. 2000-06 which permitted convention funding to be used to fund the Party's national primary. Why would the government fund a process and then ignore the outcome of that process in determining whether candidate is eligible for general election funding as the candidate of that party?

Finally, recent events have revealed the difficulty the various states are having in deciding who is the Reform Party nominee in the absence of some definitive action by the Commission. On

information and belief (according to the August 25, 2000 Associated Press wire): the States of Iowa and Montana chose the candidate to be listed as the Reform Party candidate by random drawing; the State of Kansas refused to place either of the contenders on the ballot; the States of Kentucky and Nevada, Oklahoma have urged the Commission to act; the State of Minnesota has placed the names of both contenders on the ballot as the Reform Party candidate; the State of South Dakota has refused to act until the Reform Party clarifies the situation, something it cannot do without the intervention of the Commission; and the State of Vermont has indicated that it will place on its ballot the name of the first person who shows up with 1,000 verifiable signatures between September 8 and 21, 2000.

Buchanan and Foster's Eligibility. It is respectfully submitted that Patrick J. Buchanan and Ezola Foster have forfeited their right to receive general election funding as the candidates of the Reform Party by reason of their actions and those acting on their behalf at and leading up to the Reform Party's 2000 convention. First the Buchanan campaign refused to comply with a demand by the Reform Party's Presidential Nominations Committee that it submit to an audit of sources of the names it forwarded for inclusion as voters in the Party's national primary after credible charges were made that the names of ineligible persons were included. Specifically, the nominating rules allow candidates to submit the names of persons signing state designating or nominating petitions used to secure ballot access or the names of registered voters who "sign a petition" to be included in the Primary." (See Exhibit A hereto, Section III(4)) It was charged that some 450,000 names submitted by the Buchanan campaign were, in fact, persons who had made contributions to various Buchanan efforts over the past 10 years.

In a vote contested by the Buchanan campaign, the Reform Party's Executive Committee

disqualified Buchanan as a candidate in the Reform Party Primary. Buchanan's response was to ask the Reform Party Convention to rescind the primary. However, the convention which did so, and which then nominated Buchanan by an overwhelming majority, cannot properly be called a convention of the Reform Party. The experience of the New York delegation demonstrates why.

The Independence Party of New York, with 172,000 enrolled members, is by far the largest state party affiliate. It has legal ballot status and, as a result of the more than 250,000 votes received by its candidate for governor in 1998, occupies Row C on the ballot. The Independence Party elected 30 delegates to the Reform Party convention at a state supervised primary held pursuant to Section 2-122 and 122A of the New York Election Law, and three at-large delegates were elected by its State Committee. The Party's State Committee adopted a resolution on November 1, 1999 pursuant to which it issued a call for the election of delegates to the Reform Party National Convention for the year 2000 in the spring, 2000 primary. (Exhibit B hereto) After the primary election New York State Board of Elections certified each of the delegates elected in the primary. (Exhibit C hereto) Annexed as Exhibit D is a copy of the State Committee's certificate of the election of at-large delegates.

The delegation was challenged by a group of Buchanan supporters from New York, led by Ed Heelan, a registered Republican from Putnam County. Like Heelan, the vast majority of the challengers were not enrolled members of the Independence Party. (See Exhibit E hereto) The challenge was rejected by a credentials committee headed by Frank Reed of Ohio. That committee voted 3-1 to seat the New York delegation on the grounds that it was elected pursuant to New York Law and met the requirements of Article III, Section 4 of the Reform Party Constitution, namely, that a delegate be a member of the State Party organization and a resident of the

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Congressional District he or she represents, and be elected as provided in the "Rules of Their State Party Organization." (See Exhibit F hereto) The Buchanan supporters asked the convention to overrule the credentials committee because the New York delegation would not guarantee that the New York Party would support Buchanan if he were to win the Reform Party nomination. The New York delegation could not make this commitment because under New York State Election Law, Secs. 6-102 and 6-104, that decision is made by the State Committee of the Independence Party. The convention voted overwhelmingly to not seat the New York delegation, but to seat the challengers instead.

It is respectfully submitted, that Buchanan and Foster cannot claim to be the nominee of the Reform Party since they and those acting on their behalf subverted and then rescinded the Reform Party primary and was nominated by a convention which accepted delegates not on the basis of the Reform Party constitution, but on the basis of whether or not they supported Buchanan. As the Commission is aware, another convention was held simultaneously which claims to be the legitimate Reform Party convention. That convention seated the New York delegation and recognized John Hagelin as the winner of the national primary in light of Buchanan's disqualification.

CONCLUSION

For the above reasons, it is requested that the Commission not certify Patrick J. Buchanan and Ezola Foster as the recipients of general election funds pursuant to 26 U.S.C. Sec. 9005, and that he be further sanctioned for the illegal actions described herein.

Dated: New York, NY
August 27, 2000

Respectfully submitted,



Harry Kresky
Attorney for Complainants/Petitioners
250 W. 57 St. (Ste. 2015)
New York, NY 10107
(212) 581-1516

21-04-403-2527


INDIVIDUAL VERIFICATION

STATE OF NEW YORK)


ss:

COUNTY OF NEW YORK)

CATHY L. STEWART, being duly sworn, deposes and says that she is a complainant/petitioner in the within compliant/petition and is united in interest with the other complainants/petitioners; that she has read the foregoing complaint/petition and knows the contents thereof that the same is true to deponent's own knowledge, except as to the matters therein stated to be alleged on information and belief, and that as to those matters deponent believes them to be true.


CATHY L. STEWART

Sworn to before me
this August 27, 2000


HARRY KRESKY
Notary Public, State of New York
No. 02KR7366215
Qualified in New York County
Commission Expires Feb. 28, 2002

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**Rules for the Selection of Reform
Party of the United States Nominees
for President and Vice-President of
the United States**

Approved at the Atlanta Convention September 25 - 27, 1998
Revision: July 23, 1999 Dearborn, MI.

- Section 1. General Provisions and Definitions
- Section 2. Authorized Committees
- Section 3. Qualifying for the Reform Party Presidential Primary
- Section 4. The Reform Party Presidential Primary and Selection of the Reform Party Presidential Nominee
- Section 5. Selection of the Reform Party Vice-Presidential Nominee
- Section 6. Appeals
- Overview
- History - F.A.Q.
- Becoming a Candidate
- Qualifying States Report

Section I. General Provisions and Definitions

(1) These rules shall govern the selection process for the Reform Party of the United States in nominating its candidates for President and Vice-President of the United States to the extent that they are not inconsistent with the Constitution of the Reform Party of the United States.

- (2) These rules may be amended under the following provisions:
- (a) These rules may be amended by majority vote of the National Convention.
 - (b) These rules may be amended by two-thirds (2/3) vote of the National Committee.

(c) Notwithstanding provisions I-(2)(a) and I-(2)(b) above, these rules may not be amended in the presidential election year.

(3) For purposes of these rules, the following definitions shall be used:

- (a) "Ballot access" shall mean that no substantial barriers exist for the Party to place the nominees of the Party for President and Vice-President of the United States on a given state's general election ballot.
- (b) "Executive Committee" shall mean the Executive Committee of the Reform Party of the United States.
- (c) "National Committee" shall mean the National Committee of the Reform Party of the United States.
- (d) "National Convention" shall mean the National Convention of the Reform Party of the United States.
- (e) "Party" shall mean the Reform Party of the United States.
- (f) "Presidential election year" shall mean the calendar year in which the November general election for President of the United States is held.
- (g) "Primary" shall mean the Reform Party Presidential Primary as described in Section IV of these rules.
- (h) "Primary Candidate" shall mean a candidate who has qualified for the Reform Party Presidential Primary in accordance with Section III of these rules.
- (i) "State Delegation" shall mean the Delegates of the National Convention from a given state that represent a State Party, as defined by I-(3)(j).
- (j) "State Party" shall mean an Affiliated State Party or an Affiliated State Party Organization recognized by the Reform Party of the United States in accordance with the Constitution of the Reform Party of the United States.

(4) The nominees of the Party for President and Vice-President of the United States shall be allowed to address the National Convention for forty-five (45) minutes each in order to accept their respective nominations.

(5) The Presidential Nominations Committee shall establish a common digital format for electronic data that will be used within the Reform Party Presidential Nomination Process. The Presidential

Nominations Committee shall make this common digital format known no later than December 20 of the year immediately preceding the presidential election year.

(6) Each State Party shall submit to the Presidential Nominations Committee an electronic copy of the names and addresses of the registered voters who are members of the given State Party and voters contacting the State Party specifically requesting to participate in the Reform Party Presidential Primary. The electronic copies must be in the authorized common digital format as proscribed for in I-(5). The deadline for the submission of this electronic list shall be July 1 of the presidential election year.

Section II. Authorized Committees

(1) Not later than July 1 of the year immediately preceding the presidential election year, the Executive Committee shall establish a Convention Committee to oversee the functions relating to the meeting of the National Convention in the presidential election year. The activities and decisions of the Convention Committee shall be reported to the Executive Committee.

(2) Not later than July 1 of the year immediately preceding the presidential election year, the National Committee shall establish a Presidential Nominations Committee to regulate the presidential nomination process held in the presidential election year in accordance with these rules. The Presidential Nominations Committee shall have the authority to establish regulations and take such actions as are necessary to implement these rules. The activities and decisions of the Presidential Nominations Committee shall be reported to the Executive Committee. Changes in the membership and size of the Presidential Nominations Committee shall be by unanimous vote of the Presidential Nominations Committee.

(3) The officers of the Party shall be ex-officio members of the Convention Committee and the Presidential Nominations Committee.

(4) The Convention Committee and the Presidential Nominations Committee shall have the authority to establish subcommittees to perform their respective functions as they deem appropriate.

(5) No individual may serve as a member of the Convention Committee or the Presidential Nominations Committee who publicly supports or opposes any individual or candidate for the nomination of the Party for President or Vice- President of the United States.

Section III. Qualifying for the Reform Party Presidential Primary

(1) The Executive Committee shall compile a list of states for which the Party does not have ballot access in the presidential election year. This list shall be made available no later than July 1 of the year immediately preceding the presidential election year. The Presidential Nominations Committee shall have the authority to remove a state from the list by unanimous vote

(2) To qualify for the Primary, candidates shall be required to qualify for the ballot as an independent candidate for President of the United States in states contained in the list compiled in accordance with III-(1).

(3) In order for a candidate to be considered to have qualified for the ballot as an independent candidate for President under these rules, evidence must be provided to the Presidential Nominations Committee that the candidate has either:

(a) been certified by a given state to have the candidate's name placed on the general election ballot as an independent candidate for President, or

(b) fulfilled a significant portion of the requirements to have the candidate's name placed on the general election ballot as an independent candidate for President in states where the date for certification falls after July 1.

The Presidential Nominations Committee shall specify the exact requirements for each state which fall under III-(3)(b) no later than November 1 of the year immediately preceding the presidential

election year and such requirements shall be approved by unanimous vote. If a unanimous vote is not achieved for such requirements, the requirements shall be set to zero.

(4) Any candidate may submit to the Presidential Nominations Committee an electronic copy of the names and addresses of registered voters who have signed petitions either to be included in the Primary or to qualify the candidate for the ballot in accordance with III-(3). The electronic copies must be in the authorized common digital format as proscribed for in I-(5). The deadline for the submission of this electronic list shall be July 1 of the presidential election year.

(5) A candidate is considered to have qualified for the Primary if the candidate has qualified for the ballot as an independent candidate for President in accordance with III-(3) in states which comprise at least a majority of electoral votes from all states contained in the list compiled in accordance with III-(1). The Presidential Nominations Committee shall announce the candidates who have qualified for the Primary on July 2 of the presidential election year.

(6) Two or more candidates may enter into a compact stating that if one candidate of the compact receives the nomination, the other candidates of the compact agree to substitute the name of the nominee on all ballot lines within the compact. The Presidential Nominations Committee shall have the authority to consider one candidate within the compact qualifying for the ballot in accordance with III-(3) as all candidates within the compact qualifying for the ballot.

Section IV. The Reform Party Presidential Primary and Selection of the Reform Party Presidential Nominee

(1) The Reform Party Presidential Primary shall be held between July 4 of the presidential election year and the meeting of the National Convention in the presidential election year.

(2) A primary ballot shall be distributed to the following registered voters of the United States:

(a) voters who are members of State Parties as identified by lists provided to the Presidential Nominations Committee in accordance with I-(6).

(b) voters signing petitions submitted by candidates in accordance with III-(4)

(c) voters contacting the various State Parties specifically requesting to participate in the Reform Party Presidential Primary as identified by lists provided to the Presidential Nominations Committee in accordance with I-(6). The Presidential Nominations Committee shall take such actions in order that no individual receives more than one primary ballot.

(3) Each candidate who is considered to have qualified for the Primary shall be considered a Primary Candidate.

(4) The names of the Primary Candidates on the primary ballot shall appear in a random order as determined by the Presidential Nominations Committee. The random determination of the order of the names shall be open and representatives for each Primary Candidate shall be allowed to observe.

(5) The primary ballot shall consist of:

(a) the names of Primary Candidates in accordance with IV-(4)

(b) columns labeled "First Choice", "Second Choice", and "Third Choice" next to each of the Primary Candidates' names

(c) an identification number for the ballot

(1) The identification number shall be used within the Reform Party Presidential Nomination Process solely to determine the validity or invalidity of the cast ballot and to determine the state of residence of the voter casting the ballot.

(2) No efforts shall be made to use the identification numbers to identify or record how certain individuals voted within the Primary.

(6) The Presidential Nominations Committee shall construct the primary ballot in such a manner as to provide an efficient manner of tallying the votes cast in accordance with these rules.

(7) For a vote to be considered valid within the Primary, the vote must be received by the Presidential Nominations Committee:

- (a) prior to the start of the Reform Party National Convention, and
- (b) in person, by mail, by phone, or by internet in a manner proscribed by the Presidential Nominations Committee in accordance with these rules.

(8) Votes within the Primary shall be recorded as follows:

- (a) Primary votes cast with a valid identification number shall be recorded.
- (b) Primary votes cast without a valid identification number or with an invalid identification number shall not be recorded.
- (c) From the total number of recorded votes, the number of votes from each state shall be recorded.
- (d) Within the recording of votes from each state, the number of votes cast for each Primary Candidate as "First Choice" shall be recorded.
- (e) Within the recording of votes for each Primary Candidate as "First Choice", the number of votes cast for each Primary Candidate as "Second Choice" shall be recorded.
- (f) Within the recording of votes for each Primary Candidate as "Second Choice", the number of votes cast for each Primary Candidate as "Third Choice" shall be recorded.

(9) The votes cast for each Primary Candidate from a given state in a given round of voting shall be determined as follows:

- (a) In the first round of voting, each Primary Candidate shall receive all votes recorded for the given Primary Candidate as "First Choice".
- (b) If the current round of voting is a runoff round, the Primary Candidate receiving the lowest number of votes in the previous round is eliminated from the runoff.
- (c) In runoff rounds of voting, each remaining Primary Candidate shall receive all votes recorded for the given Primary Candidate as the highest choice among the remaining Primary Candidates. For purposes of this section, "First Choice" is considered a higher choice than "Second Choice" and "Third Choice", and "Second Choice" is considered a higher choice than "Third Choice".
- (d) All votes recorded in which none of the Primary Candidates in the current round of voting are selected as "choices" shall not be counted towards calculating the majority of the votes cast.

(10) Results of the Primary shall be announced during the Reform Party National Convention at a time set by the approved agenda of the Convention as follows unless the Primary is overridden in accordance with IV-(11):

- (a) Representatives from each State Party shall announce from the floor of the Convention the number of primary votes cast from their state for each Primary Candidate as provided by the Presidential Nominations Committee in accordance with IV-(9). If a discrepancy arises between the number of votes announced and the number of votes cast by the Presidential Nominations Committee, the number of votes cast shall take precedence.
- (b) If no Primary Candidate receives at least a majority of the votes cast in any round of voting, the Convention Chair shall announce that a runoff shall take place in accordance with these rules. The results of the next round of voting shall be announced as proscribed in IV-(9)(a) no earlier than thirty (30) minutes following the announcement of the runoff.
- (c) If a Primary Candidate receives at least a majority of the votes cast in any round of voting, the Convention Chair shall announce that the Primary Candidate receiving at least a majority of the votes cast in the Primary is the nominee of the Party for President of the United States.

(11) The process of selecting the nominee of the Party for President of the United States by the Primary shall be overridden only as provided for in this section.

(a) A motion to override the Primary shall be considered in order if either of the following conditions are met:

- (1) the Secretary of the Party has received certified resolutions from the governing bodies of at least a majority of State Parties making such a motion to override.
- (2) the Chair of the Convention has received resolutions from at least a majority of the State Delegations making such a motion to override. A motion to override the Primary shall be considered out of order if neither IV-(11)(a)(1) nor IV-(11)(a)(2) are met. A motion to override the Primary may not be reconsidered.

(b) The Primary shall be overridden if the motion to override is approved by a two-thirds (2/3) vote of

the National Convention.

(c) If the Primary is overridden, the selection of the Party's nominee for President of the United States shall be conducted in accordance with the rules for selecting the Party's nominee for Vice-President of the United States.

(12) Each Primary Candidate shall be allowed to address the National Convention for a period not to exceed thirty (30) minutes.

(13) Each Primary Candidate shall be allowed to provide a photograph and a five-hundred (500) word statement for inclusion within the primary ballot. The photograph and statement shall be received by the Presidential Nominations Committee no later than July 1 of the presidential election year.

(14) In the case of a tie, the breaking of the tie shall be determined by the National Convention.

Section V. Selection of the Reform Party Vice-Presidential Nominee

(1) The selection of the Party's nominee for Vice-President of the United States shall be conducted during the Reform Party National Convention at a time no earlier than eight (8) hours following the nomination of the Party nominee's for President of the United States. The Party nominee's for Vice-President of the United States shall be selected by the National Convention.

(2) Nominations for Vice-President shall be taken on the floor from Delegates of the National Convention and shall require a second.

(3) In each round of voting, the Convention Chair shall call the roll of the states. Upon the announcement of a state, a Delegate from that state delegation shall announce the number of Delegate votes for each of the candidates for Vice-President.

(4) If no candidate receives at least a majority of the votes cast in any round of voting, the Convention Chair shall announce a runoff. If a runoff is announced, the Vice-Presidential candidate with the lowest number of votes is removed from the next round of voting.

(5) If a candidate receives at least a majority of the votes cast in any round of voting, the Convention Chair shall announce that the candidate receiving at least a majority of the votes cast is the nominee of the Party for Vice- President of the United States.

Section VI. Appeals

(1) A candidate may appeal a decision of the Presidential Nominations Committee to the Executive Committee if five (5) members of the Executive Committee agree to hear such an appeal. If five (5) members of the Executive Committee do not agree to hear such an appeal within twenty (20) days of the initial presentation of the appeal, the appeal shall be considered rejected.

(2) Any appeal must be in writing and shall be limited to the contents of the appeal.

(3) Upon agreeing to hear an appeal, the Executive Committee shall take such necessary action to resolve any appeal which does not violate these rules, the Constitution of the Party, or federal law.

**RESOLUTION OF THE STATE COMMITTEE
OF THE INDEPENDENCE PARTY REGARDING
ELECTION OF DELEGATES TO
THE REFORM PARTY NATIONAL
CONVENTION FOR THE YEAR 2000**

The State Committee of the Independence Party of the State of New York hereby resolves:

1. That the Independence Party, the New York affiliate of the Reform Party USA, desires to avail itself of the benefits of Chapter 137 of the Laws of New York, 1999 for the election of delegates to the Reform Party National Convention for the year 2000.

2. That the Independence Party selects Sections two and two-a of said Chapter 137 with the requirement that any candidate for delegate or alternate shall run uncommitted and in accordance with the provisions of this resolution.

3. That the Independence Party hereby issues a call to all persons wishing to run as delegates and alternate delegates to the Reform Party National Convention for the year 2000 from Congressional Districts in the State of New York to stand for election in the spring, 2000 primary as follows:

a. Any candidate wishing to run for delegate or alternate delegate shall file a designating petition containing the signatures of at least one-half of one percent (0.5%) of the enrolled voters in the Independence Party in the Congressional District from which he or she seeks election or 1,000 of such enrolled voters, whichever is less.

b. One delegate and one alternate shall be elected to represent each Congressional District.

c. Any delegate or alternate delegate elected at said primary shall be governed by the constitution and rules of the Reform Party USA, including but not limited to its rules for the nomination of its candidates for President and Vice President of the United States.

**CERTIFICATION OF ADOPTION OF
RESOLUTION OF THE STATE COMMITTEE
OF THE INDEPENDENCE PARTY REGARDING
ELECTION OF DELEGATES TO
THE REFORM PARTY NATIONAL
CONVENTION FOR THE YEAR 2000**

The undersigned being a member of the State Committee of the Independence Party of the State of New York and its Executive Committee does hereby certify that the document annexed and entitled "Resolution of The State Committee of The Independence Party Regarding Election of Delegates to the Reform Party National Convention for the Year 2000" was duly adopted by said State Committee by vote of a majority of the total possible weighted vote of the members of the State Committee of the Independence Party. I personally took responsibility for receiving and tabulating the votes of members of the State Committee of the Independence Party wishing to adopt said resolution. I make this certificate in conjunction with the certificate of Lauren Oliver, Secretary of the State Committee of the Independence Party, which is to be filed with the New York State Board of Elections at or about the same time as this certificate.

Dated: November 1, 1999

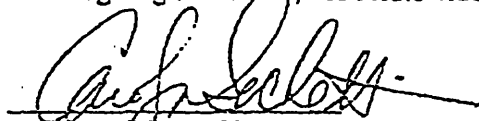

CATHY STEWART
State Committee Member
Executive Committee Member

STATE OF NEW YORK

SS:

COUNTY OF NEW YORK

On the 1st day of November, 1999 before me personally came Cathy Stewart to me known to be the individual described in and who executed the foregoing certificate, and acknowledged that she executed the same.


NOTARY PUBLIC

CAROL SACKETT
NOTARY PUBLIC, State of New York
No. 0131252123
Qualified in Kings County, New York
Commission Expires June 24, 2000

21-04-403-2535

21.04.403.2536

INDEPENDENCE PARTY MARCH 7, 2000 PRIMARY
DELEGATES TO THE NATIONAL CONVENTION

11TH CONGRESSIONAL DISTRICT

PART OF
KINGS

UNCOMMITTED	49
Joseph Ferris	
UNCOMMITTED	70
Aluka Fulani	

Ex. C

2

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **National Delegate**

DISTRICT: 1

COUNTIES: Part of Suffolk

Party	Name	Address	Supporting
IND	Philip Goldstein	10 Rodney Street -- Port Jeff Sta., NY 11776	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 2

COUNTIES: Part of Suffolk

Party	Name	Address	Supporting
IND	Kenneth J. Herman	45 Dixon Avenue -- Amityville, NY 11701	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 3

COUNTIES: Part of Nassau

Party	Name	Address	Supporting
IND	David Lewis	118 Meridian Road -- Levittown, NY 11756	UNCOMMITTED

2000 FEB 02 12:30 PM

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **National Delegate**

DISTRICT: 4

COUNTIES: Part of Nassau

Party	Name	Address	Supporting
IND	John L. O'Kelly	127 Bengueyfield Drive -- East Williston, NY 11596	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 5

COUNTIES: Part of Nassau, Part of Suffolk & Part of Queens

Party	Name	Address	Supporting
IND	William Ames Hayes	15 Cynthia Lane -- Northport, NY 11768	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 6

COUNTIES: Part of Queens

Party	Name	Address	Supporting
IND	Daniel Forbes	123-65 147th. St. -- Jamaica, NY 11436	UNCOMMITTED

21-04-403-2538

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: *National Delegate*

DISTRICT: 7

COUNTIES: Part of Queens & Part of Bronx

Party	Name	Address	Supporting
IND	Gerald Everett	52-30 39th. Drive -- Woodside, NY 11377	UNCOMMITTED

OFFICE: *National Delegate*

DISTRICT: 8

COUNTIES: Part of Kings & Part of New York

Party	Name	Address	Supporting
IND	Lenora Fulani	560 West 43rd. St. -- New York, NY 10036	UNCOMMITTED

OFFICE: *National Delegate*

DISTRICT: 9

COUNTIES: Part of Queens & Part of Kings

Party	Name	Address	Supporting
IND	Eve Rose	2195 East 22nd. St. -- Brooklyn, NY 11229	UNCOMMITTED

21.04.43.2539

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **National Delegate**DISTRICT: **10**COUNTIES: **Part of Kings**

Party	Name	Address	Supporting
IND	Robert Conroy	155 Wycoff St. -- Brooklyn, NY 11217	UNCOMMITTED

OFFICE: **National Delegate**DISTRICT: **11**COUNTIES: **Part of Kings**

Party	Name	Address	Supporting
IND	Joseph Ferris	519 3rd. St. -- Brooklyn, NY 11215	UNCOMMITTED
IND	Ainka Fulani	324 Park Place -- Brooklyn, NY 11238	UNCOMMITTED

OFFICE: **National Delegate**DISTRICT: **12**COUNTIES: **Part of Kings, Part of New York & Part of Queens**

Party	Name	Address	Supporting
IND	Sheryl Williams	19 Grace Court -- Brooklyn, NY 11201	UNCOMMITTED

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NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **National Delegate**

DISTRICT: **13**

COUNTIES: **Part of Kings & Richmond**

Party	Name	Address	Supporting
IND	Sarah Lyons	36 Hamilton Ave. -- Staten Island, NY 10301	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: **14**

COUNTIES: **Part of Kings, Part of New York & Part of Queens**

Party	Name	Address	Supporting
IND	Kitty Reese	139 East 35 St. -- New York, NY 10016	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: **15**

COUNTIES: **Part of New York, Part of Bronx**

Party	Name	Address	Supporting
IND	Jessie Fields	210 West 101st. St. -- New York, NY 10025	UNCOMMITTED

21.04.403.2544

NEW YORK STATE BOARD OF ELECTIONS
INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000OFFICE: **National Delegate**

DISTRICT: 16

COUNTIES: Part of Bronx

Party	Name	Address	Supporting
IND	Tara Lewis	1635 East 174th. St. -- Bronx, NY 10472	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 17

COUNTIES: Part of Bronx & Part of Westchester

Party	Name	Address	Supporting
IND	Jason Guardado	640 West 231st Street -- Bronx, NY 10463	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 18

COUNTIES: Part of Bronx, Part of Queens & Part of Westchester

Party	Name	Address	Supporting
IND	Thomas Grimm	50 Locust Ave. -- New Rochelle, NY 10801	UNCOMMITTED

21.04.403.2542

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000

OFFICE: *National Delegate*

DISTRICT: 19

COUNTIES: Part of Westchester, Part of Dutchess, Part of Orange & Putnam

Party	Name	Address	Supporting
IND	David Carlin	9 Westview Ave. -- North Salem, NY 12560	UNCOMMITTED

OFFICE: *National Delegate*

DISTRICT: 20

COUNTIES: Part of Westchester, Part of Orange, Part of Sullivan & Rockland

Party	Name	Address	Supporting
IND	Joseph A. Fusco	372 Central Park Avenue -- Scarsdale, NY 10583	UNCOMMITTED

OFFICE: *National Delegate*

DISTRICT: 21

COUNTIES: Albany, Schenectady, Part of Montgomery, Part of Rensselaer & Part of Saratoga

Party	Name	Address	Supporting
IND	None		

21-04-403-2543

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000

OFFICE: *National Delegate*

DISTRICT: 22

COUNTIES: Columbia, Greene, Warren, Washington, Part of Dutchess, Part of Rensselaer, Part of Essex, Part of Saratoga & Part of Schoharie

Party	Name	Address	Supporting
IND	Jonathan Sulkin	23 Conver Drive -- Saratoga Sprgs., NY 12866	UNCOMMITTED

OFFICE: *National Delegate*

DISTRICT: 23

COUNTIES: Chenango, Otsego, Part of Schoharie, Part of Delaware, Madison, Part of Montgomery, Oneida, Part of Broome & Part of Herkimer

Party	Name	Address	Supporting
IND	Judith Rosen	1464 Berry Brook Road -- Roscoe, NY 12776	UNCOMMITTED

OFFICE: *National Delegate*

DISTRICT: 24

COUNTIES: Clinton, Part of Essex, Franklin, Fulton, Hamilton, Part of Herkimer, Jefferson, Lewis, St. Lawrence & Oswego

Party	Name	Address	Supporting
IND	Jeffery E. Graham	557 Pearl St. Rear Bldg. -- Watertown, NY 13601	UNCOMMITTED

21 04 403 2544

NEW YORK STATE BOARD OF ELECTIONS
INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000OFFICE: **National Delegate**

DISTRICT: 25

COUNTIES: Onondaga, Cortland, Part of Broome, Part of Cayuga & Part of Tioga

Party	Name	Address	Supporting
IND	Pauline M. Finch	415 Hudson Street -- Syracuse, NY 13207	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 26

COUNTIES: Part of Broome, Part of Tioga, Ulster, Part of Delaware, Part of Sullivan, Part of Tompkins, Part of Orange & Part of Dutchess

Party	Name	Address	Supporting
IND	Ariann Rockwell	519 June Street -- Endicott, NY 13760	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 27

COUNTIES: Part of Cayuga, Part of Seneca, Wayne, Part of Monroe Genesee, Livingston, Ontario, Wyoming, & Part of Erie

Party	Name	Address	Supporting
IND	Rafael Colon	2 Loring Place -- Rochester, NY 14624	UNCOMMITTED

21-04-403-2545

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **National Delegate**

DISTRICT: 28

COUNTIES: Part of Monroe

Party	Name	Address	Supporting
IND	Laureen Oliver	400 Mill Road -- Rochester, NY 14626	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 29

COUNTIES: Niagara, Orleans, Part of Erie & Part of Monroe

Party	Name	Address	Supporting
IND	Aryn Warner	77 Smith Street -- Brockport, NY 14420	UNCOMMITTED

OFFICE: **National Delegate**

DISTRICT: 30

COUNTIES: Part of Erie

Party	Name	Address	Supporting
IND	F. Patrick Mahoney	12 Brimfield Court -- West Seneca, NY 14224	UNCOMMITTED

21-04-403-2546

NEW YORK STATE BOARD OF ELECTIONS
INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000OFFICE: *National Delegate*

DISTRICT: 31

COUNTIES: Allegany, Chautauqua, Chemung, Schuyler, Steuben, Yates,
Cattaraugus, Part of Tompkins, Part of Cayuga & Part of Seneca

Party	Name	Address	Supporting
IND	Benjamin B. Curtis	40 Cayuga Street, Box 326 -- Trumansburg, NY 14886	UNCOMMITTED

OFFICE: *Alt National Del.*

DISTRICT: 1

COUNTIES: Part of Suffolk

Party	Name	Address	Supporting
IND	Marie Masters-Picone	142 Eagle Hill Court -- Middle Island, NY 11953	UNCOMMITTED

OFFICE: *Alt National Del.*

DISTRICT: 2

COUNTIES: Part of Suffolk

Party	Name	Address	Supporting
IND	Frank M. Mackay	P. O. Box 2063 -- North Babylon, NY 11703	UNCOMMITTED

21-04-403-2547

NEW YORK STATE BOARD OF ELECTIONS
INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000

OFFICE: **Alt National Del.**DISTRICT: **3**COUNTIES: **Part of Nassau**

<u>Party</u>	<u>Name</u>	<u>Address</u>	<u>Supporting</u>
IND	June Struck	156 Meridian Road -- Levittown, NY 11756	UNCOMMITTED

OFFICE: **Alt National Del.**DISTRICT: **4**COUNTIES: **Part of Nassau**

<u>Party</u>	<u>Name</u>	<u>Address</u>	<u>Supporting</u>
IND	Patricia A. Friedman	175 Roxbury Road S. -- Garden City, NY 11530	UNCOMMITTED

OFFICE: **Alt National Del.**DISTRICT: **5**COUNTIES: **Part of Nassau, Part of Suffolk & Part of Queens**

<u>Party</u>	<u>Name</u>	<u>Address</u>	<u>Supporting</u>
IND	None		

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **Alt National Del.**DISTRICT: **9**COUNTIES: **Part of Queens & Part of Kings**

<i>Party</i>	<i>Name</i>	<i>Address</i>	<i>Supporting</i>
IND	Christian Urena	355 McDonald Ave. - Brooklyn, NY 11218	UNCOMMITTED

OFFICE: **Alt National Del.**DISTRICT: **10**COUNTIES: **Part of Kings**

<i>Party</i>	<i>Name</i>	<i>Address</i>	<i>Supporting</i>
IND	Luvenia Suber	175 Willoughby St. - Brooklyn, NY 11201	UNCOMMITTED

OFFICE: **Alt National Del.**DISTRICT: **11**COUNTIES: **Part of Kings**

<i>Party</i>	<i>Name</i>	<i>Address</i>	<i>Supporting</i>
IND	Yvonne Murray	2242 Vanderveer Place - Brooklyn, NY 11226	UNCOMMITTED

6452 304 40 12 21 04 40 25 49

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **Alt National Del.**

DISTRICT: 12

COUNTIES: Part of Kings, Part of New York & Part of Queens

Party	Name	Address	Supporting
IND	Baylah Wolfe	135 Willow St. -- Brooklyn, NY 11201	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 13

COUNTIES: Part of Kings & Richmond

Party	Name	Address	Supporting
IND	Thomas Ballou	14 Albert Court -- Staten Island, NY 10303	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 14

COUNTIES: Part of Kings, Part of New York & Part of Queens

Party	Name	Address	Supporting
IND	Molly Honigsfeld	14-17 31st. Avenue -- Long Island Cit, NY 11106	UNCOMMITTED

2000 FEB 02 12:40 PM

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: *Alt National Del.*

DISTRICT: 15

COUNTIES: Part of New York, Part of Bronx

Party	Name	Address	Supporting
IND	Allen Cox	555 West 156th. St. -- New York, NY 10032	UNCOMMITTED

OFFICE: *Alt National Del.*

DISTRICT: 16

COUNTIES: Part of Bronx

Party	Name	Address	Supporting
IND	Jacqueline Denson	1635 East 174th. St. -- Bronx, NY 10472	UNCOMMITTED

OFFICE: *Alt National Del.*

DISTRICT: 17

COUNTIES: Part of Bronx & Part of Westchester

Party	Name	Address	Supporting
IND	Vilma Brewster	3119 Bailey Avenue -- Bronx, NY 10463	UNCOMMITTED

21-04403-2551

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: *Alt National Del.*

DISTRICT: 18

COUNTIES: Part of Bronx, Part of Queens & Part of Westchester

Party	Name	Address	Supporting
IND	Robert Blumetti	790 Tuckahoe Road -- Yonkers, NY 10710	UNCOMMITTED

OFFICE: *Alt National Del.*

DISTRICT: 19

COUNTIES: Part of Westchester, Part of Dutchess, Part of Orange & Putnam

Party	Name	Address	Supporting
IND	Kipp A. Pells	174 North Clinton St. -- Poughkeepsie, NY 12601	UNCOMMITTED

OFFICE: *Alt National Del.*

DISTRICT: 20

COUNTIES: Part of Westchester, Part of Orange, Part of Sullivan & Rockland

Party	Name	Address	Supporting
IND	Carol Vergara	77 Columbia Avenue -- Hartsdale, NY 10530	UNCOMMITTED

2000 FEB 02 12:40:43

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE DELEGATE LIST - PRESIDENTIAL PRIMARY ELECTION 2000

OFFICE: **Alt National Del.**

DISTRICT: 21

COUNTIES: Albany, Schenectady, Part of Montgomery, Part of Rensselaer & Part of Saratoga

Party	Name	Address	Supporting
IND	None		

OFFICE: **Alt National Del.**

DISTRICT: 22

COUNTIES: Columbia, Greene, Warren, Washington, Part of Dutchess, Part of Rensselaer, Part of Essex, Part of Saratoga & Part of Schoharie

Party	Name	Address	Supporting
IND	Lisa Woolfe	23 Conver Drive - Saratoga Spgs., NY 12866	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 23

COUNTIES: Chenango, Otsego, Part of Schoharie, Part of Delaware, Madison, Part of Montgomery, Oneida, Part of Broome & Part of Herkimer

Party	Name	Address	Supporting
IND	Lee Veinot	4 Slusser Avenue - New Hartford, NY 13413	UNCOMMITTED

2000 FEB 02 12:53 PM

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **Alt National Del.**

DISTRICT: 24

COUNTIES: Clinton, Part of Essex, Franklin, Fulton, Hamilton, Part of
Herkimer, Jefferson, Lewis, St. Lawrence & Oswego

Party	Name	Address	Supporting
IND	John L. Rice	924 Summer St. -- Watertown, NY 13601	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 25

COUNTIES: Onondaga, Cortland, Part of Broome, Part of Cayuga & Part of Tioga

Party	Name	Address	Supporting
IND	Robert C. Gonzalski	404 W. Yates Street -- East Syracuse, NY 13057	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 26

COUNTIES: Part of Broome, Part of Tioga, Ulster, Part of Delaware, Part
of Sullivan, Part of Tompkins, Part of Orange & Part of Dutchess

Party	Name	Address	Supporting
IND	None		

1552 304 403 12

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **Alt National Del.**

DISTRICT: 27

COUNTIES: Part of Cayuga, Part of Seneca, Wayne, Part of Monroe Genesee, Livingston, Ontario, Wyoming, & Part of Erie

Party	Name	Address	Supporting
IND	James Bernhardt	11713 Liberia Road -- Elma, NY 14052	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 28

COUNTIES: Part of Monroe

Party	Name	Address	Supporting
IND	Narseary Harris	61 Webster Avenue -- Rochester, NY 14609	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: 29

COUNTIES: Niagara, Orleans, Part of Erie & Part of Monroe

Party	Name	Address	Supporting
IND	Alystar Warner	77 Smith Street -- Brockport, NY 14420	UNCOMMITTED

21 04 403 2555

NEW YORK STATE BOARD OF ELECTIONS

INDEPENDENCE

DELEGATE LIST -

PRESIDENTIAL PRIMARY ELECTION

2000

OFFICE: **Alt National Del.**

DISTRICT: **30**

COUNTIES: **Part of Erie**

Party	Name	Address	Supporting
IND	Charles Flynn	102 Pomona Place -- Buffalo, NY 14210	UNCOMMITTED

OFFICE: **Alt National Del.**

DISTRICT: **31**

COUNTIES: **Allegany, Chautauqua, Chemung, Schuyler, Steuben, Yates, Cattaraugus, Part of Tompkins, Part of Cayuga & Part of Seneca**

Party	Name	Address	Supporting
IND	Donald B. Foster	424 W. Church Street -- Elmira, NY 14901	UNCOMMITTED

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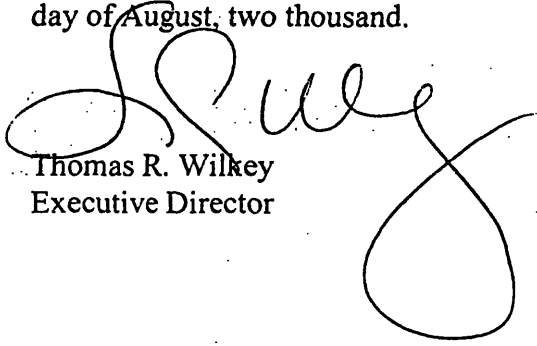
STATE OF NEW YORK)
STATE BOARD OF ELECTIONS) ss:

It is hereby certified that the preceding copies of the results of the Independence Party
Presidential Primary delegates and alternates are true and exact copies of the original on file in
this office dated August 1, 2000. _____

WITNESS my hand and the official seal of the State

Board of Elections at the City of Albany, this 1st


day of August, two thousand.

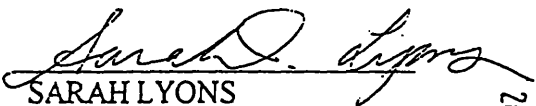

Thomas R. Wilkey
Executive Director

**CERTIFICATE OF ELECTION OF REPRESENTATIVES OF THE
INDEPENDENCE PARTY OF THE STATE OF NEW YORK
TO VARIOUS BODIES OF THE REFORM PARTY USA**

The undersigned being respectively the Chairperson and person elected to record the minutes of the State Committee of The Independence Party of The State of New York at its meeting on February 4, 2000 in Albany, NY do hereby certify that appended hereto are the names and addresses of persons elected at said meeting to represent the Independence Party of the State of New York on various bodies of the Reform Party USA and hereby submit the same for filing.

Dated: February 7, 2000


FRANK MACKAY
Chairperson


SARAH LYONS
Recording Secretary

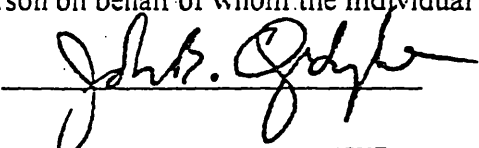
STATE OF NEW YORK)

COUNTY OF New York SS:

On the 8 day of February, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Frank MacKay, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within certificate and acknowledged to me that he executed the same in his capacity, and that by his signature on the certificate, the individual, or the person on behalf of whom the individual acted, executed the certificate.

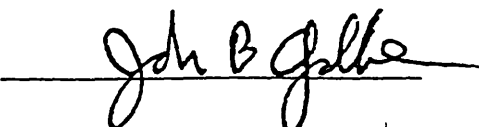
STATE OF NEW YORK)

COUNTY OF NEW YORK) SS:


JOHN B. OPDYCKE
NOTARY PUBLIC, State of New York
No. 010P5080716
Qualified in New York County
Commission Expires June 15, 2001

On the 7 day of February, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Sarah Lyons, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within certificate and acknowledged to me that he executed the same in his capacity, and that by his signature on the certificate, the individual, or the person on behalf of whom the individual acted, executed the certificate.

JOHN B. OPDYCKE
NOTARY PUBLIC, State of New York
No. 010P5080716
Qualified in New York County
Commission Expires June 15, 2001



RECEIVED
NEW YORK STATE
BOARD OF ELECTIONS
ALBANY, NEW YORK
2000 FEB 11 AM 10:27

10

Ex.D

THE FOLLOWING PERSONS WERE ELECTED:

Reform Party USA National Committee Representatives:

Frank M. MacKay, 65 Feustal Street, Lindenhurst, NY 11757.
Laureen A. Oliver, 400 Mill Rd., Rochester, NY 14626
Cathy L. Stewart, 560 West 43rd St. (#32K), New York, NY 10036

Reform Party USA National Convention At-Large-Delegates:

Frank M. MacKay, 65 Feustal Street, Lindenhurst, NY 11757.
Gary Sinawski, 560 West 43rd St. (#8D), New York, NY 10036
Cathy L. Stewart, 560 West 43rd St. (#32K), New York, NY 10036

Reform Party USA Liason to Presidential Nominating Committee

Harry Kresky, 560 West 43rd St. (#32K), New York, NY 10036

RECEIVED
NEW YORK STATE
BOARD OF ELECTIONS
ALBANY, NEW YORK
2000 FEB 11 - AM 10:27

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Breakdown of Ed Heelan's Slate

CD	County	Name	Enrollment
1	Suffolk	Andrew Canicatti	Republican
1	Suffolk	Regina C. Willis	Conservative
3	Nassau	Perry Burkhardt	Not Independence
4	Nassau	Gary Grella	Not Independence
4	Nassau	John O'Kelly	Independence
5	Suffolk	Herman Fischer	Republican
5	Suffolk	Thomas Fischer	Unenrolled ("Blank")
7	Bronx	Joseph Palau	Independence
10	Kings	Jehad Abuhamda	Unenrolled ("Blank")
13	Richmond	Thomas Ballou	Independence
13	Richmond	Frank Siclaria	Not Independence
14	New York	Maureen Flannery	Republican
14	New York	Edward Price	Independence
14	New York	Steven Raiser	Republican
14	New York	Michael B. Smith	Independence
15	New York	John P. McEvoy	Republican
16	Bronx	Steven J. Fish	Not Independence
18	Westchester	Mary Fulton	Not Independence
19	Putnam	Michael P. Cesare	Republican
19	Putnam	Edward R. Heelan	Republican
20	Westchester	Douglas D. Dewey	Not Independence
20	Rockland	John Lacy	Republican (or NR)
20	Orange	Frederick Kelly	Democrat
20	Orange	Peter J. Masella	Not Independence
20	Orange	Mrs. Peter J. Masella	Not Independence
21	Albany	Joseph Birch	Democrat
21	Albany	Daniel Riley	Democrat
21	Montgomery	William A. Smullen	Conservative
22	Washington	Gunta Voutyras	Unenrolled ("Blank")
24	St. Lawrence	Miles D. Wolpin	Republican
28	Monroe	John M. Regan	Republican
31	Chemung	Donald B. Foster	Independence
31	Tompkins	Ira M. Pesserilo	Republican

Number of Independence Party registrants: 6

CD's not represented (13): 2, 6, 8, 9, 11, 12, 17, 23, 25, 26, 27, 29, 30

14

Ex. E

21.04.403.2560

RPUSA CONSTITUTION

ARTICLE I Name

- The name of this Party shall be the Reform Party of the United States of America.

ARTICLE II Object

The Object of the Reform Party shall be to:

- a) Establish and operate as a major national political party composed of affiliated State Party Organizations from each state;
- b) Nominate and endorse candidates for President of the United States and for Vice President of the United States;
- c) Assist in the election of such candidates;
- d) Assist State Party Organizations in the election of their candidates and voter education;
- e) Develop and promote the enactment of legislation and policies consistent with the Reform Party Principles;

ARTICLE III National Convention

- Section 1. There shall be a National Convention. The first session of the National Convention shall be designated as "The Inaugural National Convention of the Reform Party of the United States of America" and shall be further designated by the date or dates of such session, and by the location of such session. Each subsequent session of the National Convention shall be similarly titled and designated, except that such session shall be consecutively enumerated.
- Section 2. The National Convention shall be responsible for the governance of the Reform Party, and for providing for the fulfillment of the Object of the Reform Party.
- Section 3: The National Convention shall be composed of the following Delegates:
 - a) The Executive Committee
 - b) Three Statewide Delegates from each State Party Organization
 - c) One Delegate from each U.S. Congressional District.
- Section 4. Qualifications for a person to be eligible to be a Delegate shall be such that each Delegate shall:
 - a) be a member of their State Party Organization and a resident of the U.S. Congressional District and/or state for which he or she is a Delegate.
 - b) be elected as provided in the Rules of their State Party Organization.
 - c) not be required to pay a personal assessment or fee as a condition of serving as a Delegate.
 - d) be registered with the Executive Committee. No person shall be deemed to be a Delegate, who is not so registered..
- Section 5. State Party Organization rules pertaining to Delegate qualifications, eligibility, election or appointment, term of office, conditions of continuing service, removal from office, vacancies, duties, powers, subjection, participation, and voting rights, shall be observed; unless such rules are in conflict with this Constitution, or other provisions adopted pursuant to provisions of this Constitution; including the provisions of the Bylaws, the Resolutions and actions of the National Convention, and such provisions as may be specified in the Standing Rules of the National Convention.
 - a) In the event such State Party Organization rules do not so pertain, a State Party Organization shall carry out such measures as may be required by: the National Convention, the proper directives of the National Committee, the proper directives of the Executive Committee, and such as may be provided in the Bylaws.
 - b) ~~In the event such State Party Organization rules do so conflict, a State Party Organization shall carry out such~~ measures as may be required by the National Convention, the proper directives of the National Committee, the proper directives of the Executive Committee, and such as may be provided in the Bylaws.
- Section 6. Affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States and the Reform Party Statement of Principles shall be a condition of continuing service as a Delegate.
- Section 7. The removal of a Delegate shall be such that:
 - a) Any Delegate may be removed by three-quarters vote of the registered Delegates of the National Convention. The seat of a Delegate so removed shall automatically and immediately become vacant upon such removal.
 - b) Any Delegate may be removed in accordance with the Rules of the applicable State Party Organization, except for a person who is a Delegate as a result of being an Elected National Party Officer.
- Section 8. Each State Party Organization may send Alternate Delegates in accordance with their State Party Organization Rules. Each Alternate Delegate must meet all the qualifications of a Delegate, shall reside in the same political district as the Delegate they replace, and shall have no voting rights until re-registered as a Delegate.
- Section 9. The National Convention shall:

Ex. F

21-04-403-2561

- a) be the supreme governing body of the Reform Party at the national level, subject only to the provisions of this Constitution and the provisions of the Bylaws.
- b) have all power and authority over the affairs of the Reform Party, subject only to the provisions of this Constitution and to the provisions of the Bylaws.
- c) have the exclusive power to grant Official Recognition to State Party Organizations. Official Recognition of a State Party Organization shall be granted by majority vote of the registered Delegates.
- d) receive reports from the National Officers and Committees.
- e) adopt a national Reform Party platform by two-thirds vote of the registered Delegates.
- f) adopt a national Statement of Principles by two-thirds vote of the registered Delegates. This same requirement shall apply to amendments, additions or revisions to the Statement of Principles.
- g) in appropriate years, provide rules and procedures for the nomination and endorsement of candidates for the office of President and Vice President of the United States, or no endorsement, such procedures shall, to the extent possible, provide for the popular selection by Reform Party members.
- h) act upon such other matters as the National Convention deems appropriate, subject to the provisions of this Constitution and the provisions of the Bylaws.
- Section 10. Sessions of the National Convention shall be such that:
 - a) Previous notice of each session of the National Convention shall be given in writing, by means of a Call to National Convention. Such a Call to National Convention shall:
 - (1) be mailed to each affiliated State Party Organization Chair and all known elected Delegates and Alternates, not more than ninety days and not less than thirty five days, prior to the date of the first scheduled business meeting of the session being called,
 - (2) specify the date, hour, place and proposed agenda of the meeting,
 - (3) contain other such information as is provided in this Constitution, and such as may be provided in the Bylaws.
 - b) The quorum of a session of the National Convention shall be the majority of all registered Delegates.
 - c) The National Convention shall be called into session once each calendar year. Such session shall be scheduled and arranged, and a Call to National Convention shall be properly issued by the National Party Chair, upon two-thirds vote of the Executive Committee or majority vote of the National Committee, except in a case of emergency. In a case of emergency, the National Convention may be called into session as needed such that:
 - (1) A case of emergency shall be deemed to exist upon such being officially declared by the Reform Party Chair, by a majority vote of the Executive Committee, or by majority vote of the National Committee.
 - (2) An official declaration of emergency shall in no way remove, alter, or have precedence over any of the provisions of this Constitution, or the provisions of the Bylaws.
 - d) The determination, allocation, exercise and tally of Delegate votes shall be such that:
 - (1) Only Delegates who have been properly registered and are in attendance at the time of the vote shall be eligible to vote. There shall be no proxy voting.
 - (2) No person shall hold more than one Delegate seat.
 - (3) Each Delegate shall have one and only one vote.
 - (4) No Delegate shall be required to cast a vote contrary to his or her preference.
- Section 11. Each Delegate shall report to the State Party Organization of which he or she is a member. The National Convention shall provide that the minutes and Resolutions of the National Convention be recorded in writing, be properly filed with Reform Party Executive Committee, be distributed to the Chairperson of each State Party Organization and be made available to the public

ARTICLE IV National Committee

- Section 1. The National Committee shall be responsible for the conducting of the business and affairs of the Reform Party between sessions of the National Convention. Such responsibilities shall include:
 - a) providing a procedure for the nomination of Reform Party National Officers.
 - b) the temporary filling of National Officer vacancies,
 - c) providing for the clear interpretation, proper application, and continuing pertinence of the Bylaws, and for the continuing integrity of the Bylaws with this Constitution and the Statement of Principles of the Reform Party,
 - d) formulating and promoting statements of public policy, which are consistent with the Reform Party Statement of Principles,
 - e) providing for the raising, budgeting, disbursing and accounting of the monies for the operation of the Reform Party in amounts sufficient to fulfill the Party Object, including setting the dollar amount and payment frequency of any dues, fees and assessments to be paid to the National Party by State Party Organizations.
 - f) providing for ongoing Reform Party public relations and voter education,
 - g) providing for the keeping, filing and archival storage of the official books, records and lists of the Reform

Party,

- h) assisting state Reform Party Organizations in the building of their State Party Organizations, election of their endorsed candidates and member education, and
- i) all other actions appropriate or necessary to carry out the provisions of this Constitution and the Bylaws and carry on the successful operation of the Reform Party.
- Section 2. The National Committee shall be composed of:
 - a) the Executive Committee,
 - b) three statewide Delegates from each State Party Organization
- Section 3. Affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States and the Reform Party Statement of Principles shall be a condition of continuing membership on the National Committee.
- Section 4. A National Committee Member shall be subject to the provisions of this Constitution and the Rules of their State Party Organization except where the State Party Organization rules conflict with this Constitution or state election laws. The State Chair shall be responsible for registering the State Party Organization's National Committee Members with the Executive Committee.
- Section 5. Each National Committee Member shall have the duty to serve on at least one Reform Party Standing Committee or Special Committee.
- Section 6. The National Committee shall meet one or more times in each calendar year. A National Committee meeting shall be called by the National Chairperson or by action of one-fourth of all National Committee members. The National Committee may conduct a vote by mail on matters pertaining to the election and/or nominating of officers, the election of committee members, the filling of vacancies, the activation and dismissal of Special Committees, the issuance of a Call to National Convention, the approval or amendment of the Reform Party budget and the amendment of the Bylaws.
- Section 7. A quorum of the National Committee shall be a majority of the registered National Committee Members.
- Section 8. The National Committee shall report to the National Convention.
- Section 9. National Committee Members shall be elected, not appointed, democratically by their respective State membership at State Conventions, caucuses or whatever democratic process is available, provided that such elections are in compliance with and do not violate State Election laws.

ARTICLE V Executive Committee

- Section 1. The Executive Committee shall be responsible for the conducting of the day to day business and affairs of the Reform Party, between meetings of the National Committee. The responsibilities of the Executive Committee shall include:
 - a) coordinating the efforts of the Standing Committees and the Special Committees so as to maximize efficiency, maximize resources, maximize effect and fulfill the object of the Reform Party.
 - b) providing for such organizational, administrative and financial support as the National Convention may require for its organization and operation,
 - c) providing for such organizational, administrative and financial resources as may be required to fulfill the Object of the Reform Party,
 - d) all actions appropriate or necessary to carry out the provisions of this Constitution, the Bylaws, the proper directives of the National Committee and the Resolutions and proper actions of the National Convention, and
 - e) all actions appropriate or necessary to carry on the successful operation of the Reform Party.
- Section 2. The Executive Committee shall be composed of the Reform Party USA Officers and seven regional representatives elected by the National Committee.
- Section 3. Regional Representatives to the Executive Committee shall be elected by the National Committee at the first meeting of the National Committee held in odd numbered years and shall serve for two years.
- Section 4. All Regional Representatives will be elected at meetings of the National Committee. Committee representatives from the states within the regions will caucus to elect one representative from each region. The regions are defined as:
 - a) Midwest Region - Illinois, Indiana, Iowa, Kentucky, Michigan, Ohio, Wisconsin, Minnesota
 - b) New England Region - Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont
 - c) Northeast Region - Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, Washington D.C., West Virginia
 - d) Northwest Region - Colorado, Montana, Nebraska, North Dakota, South Dakota, Utah, Wyoming
 - e) Pacific Region - Alaska, California, Hawaii, Idaho, Nevada, Oregon, Washington
 - f) Southeast Region - Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee

g) Southwest Region - Arizona, Arkansas, Kansas, Louisiana, Missouri, New Mexico, Oklahoma, Texas

h) The duties of each Regional Representative shall be:

(1) Be a Member of the Executive Committee;

(2) Be a conduit for informational flow between the State Party organizations in the respective Region and the Executive Committee;

(3) Provide all organizational help possible and practical to the State Party organizations in the respective Region when requested;

(4) Compile a list of qualified candidates for Committee Chairmen who have the ability, experience and knowledge for each Committee, for use by the National Chairman in making appointments.

(5) Compile a list of any special talents that have been identified within the state parties for potential service to the national party committee.

- Section 5. A Regional Representative may be removed by a two-thirds vote of the registered Members of the National Committee in that particular Region.
- Section 6. In the event of a vacancy in the position of Regional Representative, such vacancy shall be filled by a simple majority vote of the registered Members of the National Committee in that particular Region.
- Section 7. The duties of the Executive Committee shall include:
 - a) maintaining and providing Delegate lists and National Committee Member lists,
 - b) maintaining and keeping all national books, records and lists of the Reform Party,
 - c) taking those actions appropriate and necessary to carry out the provisions of this Constitution, the Bylaws, and the proper directives of the National Committee and the National Convention, and
 - d) taking those actions appropriate or necessary to carry on the successful operation of the Reform Party.
- Section 8. The Executive Committee shall meet as necessary to conduct the required business of the National Party. Executive Committee meetings may be called upon action of the National Party Chair or upon action of any three Executive Committee Members. The Executive Committee may conduct a vote by mail.
- Section 9: Affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States, the Reform Party national platform and the Reform Party Statement of Principles shall be a condition of continuing service on the Executive Committee.
- Section 10: A quorum of the Executive Committee shall be a majority of the Executive Committee Members.

ARTICLE VI Standing Committee General Provisions

- Section 1: There shall be six Standing Committees of the National Committee. The six Standing Committees: Rules, Issues, Party Building, Finance, Public Relations and Communications.
- Section 2. The responsibilities of each Standing Committee shall be:
 - a) Rules
 - The Rules Committee shall be responsible for: developing and proposing amendments to this Constitution; developing and proposing bylaws and other procedural rules, including amendments thereto, for the conduct of the national party; working with various State Party Organizations in development and adoption of their state party rules; other such duties as the Executive Committee may assign.
 - b) Issues
 - The Issues Committee shall be responsible for: reviewing, developing and proposing platform and policy for adoption by the National Convention; developing and proposing amendments to the national party Statement of Principles; developing and implementing plans to educate voters regarding various issues; other such duties as the Executive Committee may assign.
 - c) Party Building
 - The Party Building Committee shall be responsible for: developing and implementing strategies to build and maintain the party as a major national political party; working with the various State Party Organizations to build and maintain the party as a major political party within each state; other such duties as the Executive Committee may assign.
 - d) Finance
 - The Finance Committee shall be responsible for: fundraising at the national level; developing and implementing budgets for national party operations; assisting the National Treasurer in the performance of assign duties; advising the various State Party Organizations regarding fundraising and other financial issues; other such duties as the Executive Committee may assign.
 - e) Public Relations
 - The Public Relations Committee shall be responsible for: developing and implementing strategies for interfacing with the media and the public; developing media contacts nationwide; other such duties as the Executive Committee may assign.

- f) Communications
- The Communications Committee shall be responsible for: developing and implementing plans to keep party members informed on various public and internal party issues; developing internal party communications links between the various committees and various State Party Organizations; other such duties as the Executive Committee may assign.
- Section 3. Each Standing Committee Chair shall be appointed by the National Chairperson. No person shall simultaneously hold more than one of the following positions: Standing Committee Chair, Standing Committee Vice Chair or National Officer. Standing Committee Chairs shall be subject to those provisions of this Constitution that apply to National Officers. .
- Section 4. Affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States and the Reform Party Statement of Principles shall be a condition of continuing service on a Standing Committee.
- Section 5. The members and any additional officers of each standing committee shall be appointed by the Chairperson of such Standing Committee. No more than one-fourth of the Members of a Standing Committee shall be members of the same State Party Organization.
- Section 6. Each Standing Committee shall be subject to the provisions of this Constitution, the provisions of the Bylaws, the proper directives of the Executive Committee, the proper directives of the National Committee and the Resolutions and proper actions of the National Convention.
- Section 7. Each Standing Committee shall meet as necessary to conduct the required business of their Standing Committee. Standing Committee meetings may be called upon action of the Standing Committee Chair or upon action of one-fourth of the Standing Committee Members. Standing Committees may conduct business by mail, teleconference or other electronic media. Each Standing Committee may adopt such rules of operation as the Standing Committee Members deem necessary to conduct Committee business.
- Section 8. Each Standing Committee shall report to the Executive Committee. Each Standing Committee shall also report to the National Committee and to the National Convention.

ARTICLE VII Special Committees and Sub-Committees

- Section 1. Special Committees and Sub-Committees
 - a) Special Committees may be established for specific purposes by action of the National Party Chair or by majority vote of the Executive Committee, National Committee or National Convention. The Chair of any Special Committee shall be appointed by the National Party Chair. Special Committees exist at the pleasure of the National Party Chair.
 - b) Sub-Committees to any existing Committee may be established for specific purposes by action of the parent Committee Chair. The Chair of any Sub-Committee shall be appointed by the parent Committee Chair. Sub-Committees exist at the pleasure of the parent Committee Chair.
 - c) The Members and any additional Officers of each Special Committee or Sub-Committee shall be appointed by the Chairperson of such Special Committee or Sub-Committee
- Section 2. The responsibilities of each Special Committee or Sub-Committee shall be stated when establishing the Special Committee or Sub-Committee.
- Section 3. Affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States and the Reform Party Statement of Principles shall be a condition of continuing service as a Member of any Special Committee or Sub-Committee.
- Section 4. Each Special Committee and Sub-Committee shall be subject to the Executive Committee, National Committee, the provisions of this Constitution, the provisions of the Bylaws and to the Resolutions and proper actions of the National Convention. Each Sub-Committee shall also be subject to its specific parent Committee.
- Section 5. A Special Committee or Sub-committee meeting shall be called upon the action of the Special Committee's or Sub-committee's Chairperson or upon the action of one-fourth of a Special Committee's or Sub-committee's members such as is provided in this Constitution and such as may be provided in the Bylaws. A Special Committee or Sub-committee may conduct a vote by mail such as is provided in this Constitution and such as may be provided in the Bylaws. Each Special Committee or Sub-committee may adopt such rules of operation as the Special Committee or Sub-committee Members deem necessary to conduct Committee business.
- Section 6. Each Special Committee shall report to the Executive Committee, the National Committee, and to the National Convention provided that the Special Committee, so reporting, is properly directed to do so. Each Sub-Committee shall report to its specific parent Committee.

ARTICLE VIII National Officer General Provisions

- Section 1. The National Officers shall be the Chair, the Vice Chair, the Secretary, and the Treasurer. There may

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be a National Executive Director of the Party, who shall not be an Officer or Member of any Committee.

- Section 2. The National Officers shall have the following responsibilities:
 - a) The National Party Chair shall preside over meetings of the Executive Committee, National Committee and National Convention and act on behalf of the Party to carry out the resolutions of the Executive Committee, the National Committee and the National Convention subject to the provisions of this Constitution.
 - b) The National Party Vice Chair shall assist the National Party Chair in the operation of the Party and serve as National Party Chair in the absence of the National Party Chair.
 - c) The National Secretary shall: have custody of the official copy of this Constitution, the bylaws and any other rules adopted by the party; attend all meetings and record the proceedings of such meetings including, at a minimum, all actions taken by the Executive Committee, the National Committee and the National Convention; maintain the records (except financial) of the National Party; provide official notice of all meetings of the Executive Committee, the National Committee and the National Convention; perform other duties as may be assigned by the Executive Committee.
 - d) The National Treasurer shall: have custody of the Party funds and shall keep full and accurate records thereof in books belonging to the Party; deposit all monies and other valuable effects to the name and to the credit of the Party in such depositories as may be designated by the Executive Committee; prepare and file required federal reports; disburse funds in accordance with the resolutions of the Executive Committee, the National Committee and the National Convention subject to the provisions of this Constitution; report on the financial status of the Party at each meeting of the Executive Committee, the National Committee and the National Convention.
- Section 3. Each National Officers shall be elected by majority vote of the registered Delegates at the National Convention. Each National Officer shall be elected by written ballot. National Officers shall be Party Members but need not be National Committee Members or National Committee Delegates to be eligible for election as a National Officer. Nominations shall be accepted from the floor when made by any registered Delegate. National Officer elections shall be held in each odd numbered year.
- Section 4. Each National Officer's term of office shall be two years. Each National Officer's term shall begin on the first day of January in each even numbered calendar year. No National Officer shall serve in the same National Office for more than three consecutive terms. No person shall serve as a National Officer for more than six consecutive terms.
- Section 5. Affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States, the Reform Party national platform and the Reform Party Statement of Principles shall be a condition of continuing service as a National Officer.
- Section 6. A National Officer may be removed by:
 - a) a two-thirds roll call vote of the registered Members of the National Committee, or
 - b) a majority vote of the registered Delegates of the National Convention.
- Section 7. National Officer vacancies shall be filled by majority vote of the registered Delegates of the National Convention. National Officer vacancies may be temporally filled by majority vote of the registered Members of the National Committee. A person filling such vacancy must meet the qualifications for eligibility for election as a National Officer. Such a person, so elected, shall be seated until such time as the Office is filled by majority vote of the registered Delegates of the National Convention subject to the provisions of Section 3 of this Article.
- Section 8. The Reform Party Chairperson shall be ex-officio a member of all Reform Party committees except the Nominations Committee.
- Section 9. Each National Officer shall be subject to the proper directives and actions of the Executive Committee, the proper directives and actions of the National Committee, the provisions of this Constitution, the provisions of the Bylaws and the Resolutions and proper actions of the National Convention.
- Section 10. Each National Officer shall report to the Executive Committee, the National Committee, and the National Convention.
- Section 11. Upon resolution adopted by a majority of the registered Members of the National Committee authorizing the expenditure of such funds, the National Chair shall have the authority to name any Party Member to fill the position of National Executive Director upon confirmation by a majority vote of the Executive Committee.
 - a) The National Executive Director shall not be a Party Officer or Member of any Committee and shall report directly to the National Chair.
 - b) The National Executive Director shall be responsible, at the direction of the National Chair, for the day-to-day activities of the Party, subject to the provisions of this Constitution, the bylaws, the Resolutions and actions of the National Convention, and the proper directives of the National Committee and the Executive Committee.
 - c) The National Executive Director may be removed from the position by two-thirds vote of the Executive Committee.

ARTICLE IX State Party Organizations

- Section 1. A State Party Organization shall be responsible for conducting all Reform Party state level business and affairs in its constituent state democratically and for providing for the successful operation of a major state political party which is in keeping with the Principles and Object of the Reform Party of the United States of America, the provisions of this Constitution and the provisions of the Bylaws. This major state political organization which is operated by the State Party Organization is not obligated to use the name of the national party.
- Section 2. Recognition shall be granted to no more than one State Party Organization in each state or territory of the United States of America.
- Section 3. A State Party Organization may be granted Official Recognition by a majority vote of the registered Delegates of the National Convention. A State Party Organization may be granted Provisional Recognition by a two-thirds vote of the registered Members of the National Committee.
- Section 4. Official Recognition of a State Party Organization shall continue until such time as such recognition is removed. Provisional Recognition of a State Party Organization shall continue until such time as such recognition is removed or until the next National Convention.
- Section 5. The conditions of continuing Official Recognition and the conditions of continuing Provisional Recognition shall be affirmative support of the Reform Party Object, the Reform Party endorsed candidates for President and Vice President of the United States and the Reform Party Statement of Principles.
- Section 6. Removal or Suspension of Official Recognition of a State Party Organization and removal or expiration of Provisional Recognition of a State Party Organization shall be such that:
 - a) Official Recognition of a State Party Organization may be removed by a two-thirds vote of the registered Delegates of the National Convention.
 - b) Official Recognition of a State Party Organization may be suspended by a two-thirds vote of the registered Delegates of the National Convention. Such suspension shall not exceed a period of six calendar months. Such suspension shall be imposed by means of a Resolution of the National Convention. Such a Resolution shall:
 - (1) specify the conditions under which the suspension shall be lifted,
 - (2) specify the end date of the suspension time period,
 - (3) specify the manner in which the fulfillment of such conditions shall be verified; and
 - (4) shall be subject to the provisions of this Constitution and subject to the provisions of the Bylaws.
 - c) The votes of National Committee Members and the votes of Delegates who are Members of a State Party Organization which is so suspended shall not be counted.
 - d) A State Party Organization which is so suspended and which fails to fulfill the conditions to lift such suspension shall automatically and immediately forfeit its Official Recognition upon the end date of such suspension.
 - e) Provisional Recognition of a State Party Organization may be removed by majority vote of the registered Members of the National Committee.
 - f) Provisional recognition of a State Party Organization shall automatically and immediately expire upon adjournment of the session of the National Convention which follows the date such Provisional Recognition was granted.
- Section 7. Each State Party Organization which has been granted Official Recognition or Provisional Recognition and each organization which requests Official Recognition or Provisional Recognition shall:
 - a) provide the Executive Committee with true, current and complete copies of its Constitution, Bylaws and/or Rules and copies of all legally required state and federal reports.
 - b) provide the Executive Committee with any such additional information the Executive Committee similarly requests of all State Party Organizations or organizations.
 - c) pay dues, fees and assessments such as is provided in this Constitution and such as may be provided in the Bylaws.
- Section 8. A State Party Organization which has been granted Official Recognition or Provisional Recognition shall be eligible to receive all the Delegate seats which are available to be allocated to the State Party Organization so recognized. A State Party Organization and the members of such State Party Organization so recognized shall be eligible to participate without restriction in the national affairs of the Reform Party including all sessions of the National Convention and all national committees subject to the provisions of this Constitution, subject to the provisions of the Bylaws and Section 6 of this Article except that:
 - a) a Member of a State Party Organization which has been granted Provisional Recognition shall not be eligible to be elected as a National Officer.
 - b) each Delegate or National Committee Member of a State Party Organization which has been granted

Provisional Recognition shall not be entitled to vote on questions pertaining to Official Recognition or Provisional Recognition of his or her own State Party Organization:

- Section 9. State Party Organizations shall be subject to the laws of the State in which the State Party Organization is organized, the provisions of this Constitution, the provisions of the Bylaws, the proper directives of the National Officers, the proper directives of the Executive Committee, the proper directives of the National Committee and the Resolutions and proper actions of the National Convention.
- Section 10. A State Party Organization shall, as a condition of continuing recognition, have no less than one-fourth of its registered Delegates in attendance at each session of the National Convention. A State Party Organization shall allow none of its National Committee seats to remain vacant for more than sixty days from the effective date of a written resignation, removal from position or second absence from a National Committee Meeting if such absences have not been excused by the Executive Committee.
- Section 11. Individual Reform Party Member participation rights shall be such that:
 - a) In a state which has no State Party Organization such as is provided for in this Constitution, a person who identifies himself or herself as a Reform Party member shall have no Reform Party participatory rights except such rights as are accorded to any other citizen.
 - b) In a state which has an Officially Recognized or Provisionally Recognized State Party Organization, a person who identifies himself or herself as a Reform Party Member but does not also identify himself or herself as a member of his or her state's State Party Organization shall have no participatory rights except such rights as are accorded to any other citizen.
 - c) Citizens of states which have no State Party Organization who express an interest in establishing a State Party Organization in their state shall be listed by the Executive Committee. Such a list shall be provided to other similarly interested citizens of such state upon the request of such citizens until such time as a State Party Organization is established in such state.

ARTICLE X General Provisions.

- Section 1. All financial reports and all budget reports, given or approved by any Reform Party Committee or any Reform Party Officer, shall be prepared in keeping with the Generally Accepted Accounting Principles as are established by the Financial Standards and Accounting Board.
- Section 2. No dues, fees, financial assessments, administrative fees, subscription fees or member fees shall be implemented or required which are not specifically provided for in this Constitution or the Bylaws.
- Section 3. No Reform Party Officer shall be compensated for services rendered to the Reform Party except for reimbursement of legitimate personal expenses incurred in the performance of one's official Reform Party duties.
- Section 4. The minutes of all Reform Party meetings shall be available upon request.
- Section 5. There shall be no proxy voting or voting by proxy.
- Section 6. Definitions of certain words used in this Constitution shall be such that:
 - a) The words "Party" and "Reform Party" shall mean the Reform Party of the United States of America.
 - b) The words "Reform Party Member" and "Member" shall mean any person eligible to vote in the next election of the President of the United States who identifies himself or herself as a member of the recognized State Party Organization in his state of residence and meets such requirements as provided in the Rules of their State Party Organization.
 - c) The words "State Party Organization" shall mean an organized body of citizens which has been granted Official Recognition or Provisional Recognition such as is provided in this Constitution and such as may be provided in the Bylaws. The recognized Party Organization in the District of Columbia shall also be identified as a "State Party Organization" with one (1) Congressional District. U.S. Territories and Possessions establishing Party Organizations shall each, upon recognition, also be identified as a "State Party Organization" with one National Committee Member and one Congressional District Delegate for a total of two National Convention Delegates.
 - d) The words "mail", "by mail" or "mailed to" shall mean delivery of a written document or documents via the First Class Mail service of the United States Postal Service or delivery of written documents via a delivery service that is as reliable or more reliable and that is as fast or faster than that of the First Class Mail service of the United States Postal Service.
 - e) The words "vote by mail" shall include fax or other electronic means such as email provided the response can be reliably verified as originating from the qualified voting individual.
 - f) The words "proper" or "properly" shall mean in keeping with all applicable provisions of this Constitution, in keeping with all applicable provisions of the Bylaws and in keeping with all applicable provisions of the rules of State Party Organizations.
 - g) The word "meeting" shall also include teleconferences, video conferences, computer conferences or other

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electronic means allowing for direct interaction by the qualified participants and which official minutes are taken or a transcript is made documenting the participants and any actions taken.

- Section 7. No person shall hold any position provided for in this Constitution who is not a Member of a Recognized State Party Organization.
- Section 8. Honorary titles or positions may be conferred upon individuals by Resolution of the National Convention.
- Section 9. The publication and distribution of this Constitution and the Bylaws shall be such that:
 - a) This Constitution and the Bylaws shall be published and distributed in writing in the format and type style herein indicated or in other such formats and type styles as may be provided by proper action of the Executive Committee.
 - b) When distributed, the Bylaws shall be attached to this Constitution and this Constitution, the Bylaws and any amendments thereto shall be bound together in their entirety under a cover entitled "The Constitution and Bylaws of the Reform Party of the United States of America."
 - c) A title page and a table of contents for this Constitution and a title page and a table of contents for the Bylaws may be included under the cover entitled "The Constitution and Bylaws of the Reform Party of the United States of America." Such title pages and such tables of contents shall not be deemed part of this Constitution and shall not be deemed part of the Bylaws. Such title pages shall indicate the effective dates of this Constitution, the Bylaws and any amendments thereto.
 - d) The pages of this Constitution, the pages of the Bylaws and the pages of any amendments thereto may be numbered. Such page numbering shall not be deemed as part of the text of this Constitution, the Bylaws or any amendments thereto.
 - e) Any amendments to this Constitution shall be attached to the final page of this Constitution and any amendments to the Bylaws shall be attached to the final page of the Bylaws until such time as the Executive Committee provides for the publication of this Constitution and/or the publication of the Bylaws as amended.
 - f) There shall be no introductory information, preface, reader's guide, letters by National Officers or any other such information pertaining to this Constitution and pertaining to the Bylaws distributed under the cover entitled "The Constitution and Bylaws of the Reform Party of the United States of America."
- Section 10. The provisions of this Constitution and the provisions of the Bylaws shall be deemed severable and separately enforceable. Should any Article, Section, sub-section or provision of this Constitution or of the Bylaws be invalidated or declared void, all other provisions of this Constitution and all other provisions of the Bylaws shall remain in full force and effect.
- Section 11. The interpretation, meaning and effect to be given the provisions of this Constitution and to be given the provisions of the Bylaws shall not be inconsistent with federal law.

ARTICLE XI Bylaws

- Section 1. There may be Reform Party Bylaws. The Bylaws shall be such that:
 - a) The provisions of the Bylaws shall be subject to the provisions of this Constitution. In a case such that a provision or provisions of the Bylaws are in conflict with a provision or provisions of this Constitution, the provision or provisions of this Constitution shall prevail and the provision or provisions of the Bylaws which so conflict shall be deemed null and void.
 - b) The Bylaws shall be consistent with the Principles and Object of the Reform Party and consistent with the provisions of this Constitution.
 - c) The Bylaws shall have Articles and Sections which are similar in form, number, title and topic to the Articles and Sections of this Constitution. The Bylaws may contain additional Articles and additional Sections to address topics not addressed in this Constitution.

ARTICLE XII Parliamentary Authority

- The rules contained in the current edition of Robert's Rules of Order, Newly Revised shall govern this convention in all cases to which they are applicable and are not inconsistent with any Rules, Bylaws, Constitution or resolutions adopted by the National Convention or National Committee.

ARTICLE XIII Amendment

- This Constitution may be amended by a two-thirds vote of the National Convention provided that thirty (30) days previous notice and a precise written copy of the motion to amend this Constitution, such motion may not be amended, is provided to each registered Delegate.

Constitutional Amendments

for

Consideration at the 2000 Reform Party National Convention

Submitted by the
Rules Committee of the RPUSA
June 15, 2000

1. CONSTITUTIONAL AMENDMENT # 1

Proposed: Add Article X, Section 12:

Section 12.

No person may serve as National Party Treasurer, or have custody of significant party assets, unless and until said person is insured by a Surety Bond in an amount and with terms determined by the Executive Committee. In the event the National Party Treasurer or such other person is unable to obtain a suitable Surety Bond, the Executive Committee may take such action as it deems necessary to provide for the security and safekeeping of Party assets in that person's custody, including but not limited to removal of the person from office by majority vote.

The Executive Committee may appoint an interim National Party Treasurer to fill a vacancy in that office, until such time as a proper election is held.

All expenses incurred in order to comply with the requirements of this section shall be paid or reimbursed by the Party.

2. CONSTITUTIONAL AMENDMENT # 2

Insert new Article X, Section 2 after Section 1 and renumber subsequent Sections as appropriate:

Section 2. No contract or agreement may be executed on behalf of the Reform Party without the prior express authorization of the National Convention, National Committee or the Executive Committee.

3. CONSTITUTIONAL AMENDMENT # 3

Revise Article VI, Section 3:

Replace first sentence, currently:

"Each Standing Committee Chair shall be appointed by the National Chairperson."

Replace with:

"Each Standing Committee Chair shall be nominated by the National Chairperson and confirmed by majority vote of the Executive Committee."

4. CONSTITUTIONAL AMENDMENT # 4

Replace Article VII, Section 1a in its entirety:

Special Committees may be established for specific purposes by action of the National Party Chair or by majority vote of the Executive Committee, the National Committee or the National Convention. The establishing authority may designate the Chairperson of a Special Committee. When not so designated by the establishing authority, or to fill a vacancy, the Chairperson of a Special Committee shall be nominated by the National Party Chair and confirmed by majority vote of the Executive Committee.

5. CONSTITUTIONAL AMENDMENT # 5

Revise Article III, Section 10c

Replace the first sentence, which currently reads:

"The National Convention shall be called into session once each calendar year."

Replace with:

"The National Convention shall be called into session in even numbered years."

2. Replace Article VIII, Section 3, in its entirety:

Section 3. National Officers shall be elected by majority vote of the National Convention Delegates. A candidate for election as a National Officer must be a Party Member, but need not be a National Committee Member or a National Convention Delegate. Nominations for National Officers shall be accepted from the floor when properly made by a National Convention Delegate. National Officer elections shall be held at the first National Convention occurring in each even-numbered year.

3. Replace Article VIII, Section 4, in its entirety:

Section 4. National Officer terms shall begin immediately upon election to office. No person shall serve in the same National Office for more than three consecutive terms. No person shall serve as a National Officer for more than six consecutive terms.

6. CONSTITUTIONAL AMENDMENT # 6

Replace Article VIII, Section 4, in its entirety:

Section 4. National Officer terms shall begin immediately upon election to office. No person shall serve in the same National Office for more than three consecutive terms. No person shall serve as a National Officer for more than six consecutive terms.

7. CONSTITUTIONAL AMENDMENT # 7

Replace Article VIII, Section 3, in its entirety:

Section 3. National Officers shall be elected by majority vote of the National Convention Delegates. A candidate for election as a National Officer must be a Party Member, but need not be a National Committee Member or a National Convention Delegate. Nominations for National Officers shall be accepted from the floor when properly made by a National Convention Delegate. National Officer elections shall be held at the regular National Convention occurring in each even-numbered year.

8. CONSTITUTIONAL AMENDMENT # 8

Amendment 8.1

Replace Article III, Section 4.d., in its entirety:

d) be pre-registered with the Executive Committee and signed-up and registered with the Credentials Committee upon arrival at the Convention site. No person shall be deemed to be a Delegate, who is not so registered. *for*

Amendment 8.2

In Article III, Section 4.d., insert the words "at the Convention" between the words "registered" and "with". The new Section 4.d would read:

d) be registered at the Convention with the Executive Committee. No person shall be deemed to be a Delegate, who is not so registered.

9. CONSTITUTIONAL AMENDMENT # 9

Renumber Article V, Section 4, part h) as Article V, Section 5.
Renumber the remaining Sections accordingly. *for*

10. CONSTITUTIONAL AMENDMENT # 10

Revise Article III, Section 10c

1. Delete all wording in Section 10c following the phrase:

"In case of an emergency, ... ", including subsections 10c(1) and 10c(2). *for*

2. Insert new Section 10d, renumber subsequent items as appropriate.

d) Emergency Convention

(1) A case of emergency shall be deemed to exist upon such being officially declared by two-thirds vote of the Executive Committee or by majority vote of the National Committee. In case of an emergency, a National Convention shall be scheduled and arranged, and the National Secretary shall properly issue a Call to National Convention.

(2) An official declaration of emergency shall in no way remove, alter, or have precedence over any of the provisions of this Constitution, or the provisions of the Bylaws.

11. CONSTITUTIONAL AMENDMENT # 11

Revise Article IV, Section 6 by striking the words "the election of committee members,".

Proposal to amend RPUSA Constitution

Submitted by Maria L. Lewis
Northeast Region National Committee Member

Add wording (as indicated in quotations below) to Article V, Section 4, 5 and 6, adding the position of Alternate Regional Representative. This would assure each Region has representation in the event the Regional Representative is unable to attend Executive Committee Meetings. It provides training and leadership experience for individuals seeking leadership positions in the RPUSA. It provides for a transition should the Regional Representative, for whatever reason, be unable to serve.

Article V, Section 4.:

All Regional Representatives will be elected at meetings of the National Committee. Committee representatives from the states within the regions will caucus to elect one representative "and one Alternate" from each region. The regions are defined as:

Section 4.h: The duties of each Regional Representative shall be:

- (1) Be a Member of the Executive Committee;
- (2) Be a conduit for information flow between the State Party organizations in the respective Region and the Executive Committee;
- (3) Provide organizational help possible and practical to the State Party organizations in the respective Region when requested;
- (4) Compile a list of qualified candidates for Committee Chairman who have the ability, experience and knowledge for each Committee, for use by the National Chairman in making appointments;
- (5) Compile a list of any special talents that have been identified within the state parties for potential service to the national party committee.
- "(6) Request the Alternate to participate in Executive Meetings in the event the Regional Representative is not able to attend."

Article V, Section 5.:

a) A Regional Representative "and/or Alternate" may be removed by a two-thirds vote of the registered Members of the National Committee in that particular Region.

"b) The National Committee in that particular Region may, by majority vote, require the Alternate to take over the duties of the Regional Representative, until such time the removal of a Regional Representative is decided."

Article V, Section 6.:

In the event of a vacancy in the position of Regional Representative "and/or Alternate", such vacancy shall be filled by a single majority vote of the registered Members of the National Committee in that particular Region.

21-04-403-2573

Amendment Consideration for the RPUSA Constitution July 7, 2000

The following request to amend the Constitution was passed by resolution at an Executive Committee and I was instructed to mail to each of the Delegates for their consideration and vote at the upcoming National Convention.

TEXT VERSION:

#1: Section 5. A Regional Representative may be removed for cause at an in-person, face-to-face, meeting with 30 days notice by a two-thirds roll-call vote of the registered Members of the National Committee in that particular Region.

Duty, Honor, Country

Gerald Moan
Chairman, Reform Party of the USA
Chairman, 2000 Convention Committee

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